

PATENT
1718-0213P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Johan HARMENBERG et al. Conf.:
Appl. No.: 10/772,176 Group:
Filed: February 3, 2004 Examiner:
For: PHARMACEUTICAL COMBINATION

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 18, 2004

Sir:

On March 2, 2004, Applicants submitted an Information Disclosure Statement listing the new references that have come to light and that formed the basis for the Applicants request for Reissue Examination. These references are:

- LEVIN; US 4,942,031; July 17, 1990
- LEVIN; US 5,023,090; June 11, 1991
- LEVIN; US 5,656,301; August 12, 1997
- F.Y. AOKI et al., "Topical glucocorticoid alone or combined with 10% acyclovir...", XP 001117608. Abstract and Clarified Text.

Applicants wish to point out to the Examiner that the references Power and MCGILL were inadvertently included on the IDS PTO 1449 Form. Applicants wish to point out that these references were submitted to the USPTO during the prosecution of

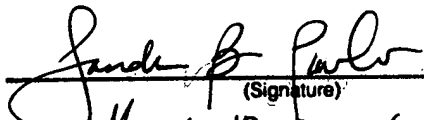
the original application. The Examiner handling the case at the time fully considered this reference as can be seen by its presence in the "References Cited" section on page 1 of the issued patent. We have enclosed a copy for your review.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Leonard R. Svensson (Reg. No. 30,330) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: 03-18-2004
(Date of Deposit)

BIRCH, STEWART, KOLASCH & BIRCH, LLP


(Signature)
March 18, 2004
(Date of Signature)

LRS/SWG/sbp
1718-0213P

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
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Attachment(s): Copy of Page 1 of US 6,337,324

(Rev. 02/12/2004)



US006337324B1

(12) **United States Patent**
Harmenberg et al.(10) Patent No.: **US 6,337,324 B1**(45) Date of Patent: ***Jan. 8, 2002**(54) **PHARMACEUTICAL COMBINATION**(75) Inventors: Johan Georg Harmenberg, Stockholm;
Ann Harriet Margareta Kristofferson,
Södertälje, both of (SE)

(73) Assignee: Medivir, AB, Huddinge (SE)

(*) Notice: This patent issued on a continued prosecution application filed under 37 CFR 1.53(d), and is subject to the twenty year patent term provisions of 35 U.S.C. 154(a)(2).

Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

This patent is subject to a terminal disclaimer.

(21) Appl. No.: 08/612,847

(22) PCT Filed: Feb. 2, 1996

(86) PCT No.: PCT/SE96/00124

§ 371 Date: Mar. 8, 1996

§ 102(e) Date: Mar. 8, 1996

(87) PCT Pub. No.: WO96/24355

PCT Pub. Date: Aug. 15, 1996

(30) **Foreign Application Priority Data**

Feb. 6, 1995 (WO) PCT/SE95/00114

(51) Int. Cl.⁷ A61K 31/56(52) U.S. Cl. 514/171; 514/75; 514/81;
514/82; 514/85; 514/120; 514/179(58) Field of Search 514/179, 171,
514/75; 518/85, 81, 82, 120(56) **References Cited****U.S. PATENT DOCUMENTS**3,317,384 A 5/1967 Underwood 167/58
4,512,978 A 4/1985 Inwood 424/145
4,610,868 A 9/1986 Fountain et al. 424/1.1
6,068,860 A * 5/2000 Carlsson et al. 424/601**FOREIGN PATENT DOCUMENTS**AU 0636255 * 5/1992 A61K/31/66
AU 636255 4/1993 A61K/31/66
EP 0350287 1/1990 A61K/31/70
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WO 9219244 11/1992 A61K/31/57
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WO 9527501 10/1995 A61K/38/21**OTHER PUBLICATIONS**

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Notter et al, 89 CA:157769t, 1978.*#jfl39##

Primary Examiner—Frederick Krass(74) *Attorney, Agent, or Firm*—White & Case LLP(57) **ABSTRACT**

The invention relates to pharmaceutical compositions for topical administration comprising a topically acceptable antiviral substance and an antiinflammatory glucocorticoid in a pharmaceutically acceptable carrier. The pharmaceutical composition can be used in the prophylactic and curative treatment of herpesvirus infections in mammals including man. The invention also relates to the use of a combination of a topically acceptable antiviral substance and an antiinflammatory glucocorticoid for the manufacture of a medicament for said prophylactic and curative treatment.